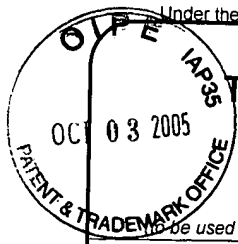


IP 9P 3749



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# TRANSMITTAL FORM

|                        |                      |
|------------------------|----------------------|
| Application Number     | 09/870,194           |
| Filing Date            | 9/29/2001            |
| First Named Inventor   | Steven Jerome Caruso |
| Art Unit               | 3749                 |
| Examiner Name          | Josiah Cocks         |
| Attorney Docket Number |                      |

Total Number of Pages in This Submission 13

## ENCLOSURES (Check all that apply)

|  |  |  |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>RETURN POSTCARD |
|--|--|--|

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |                      |          |  |
|--------------|----------------------|----------|--|
| Firm Name    | Steven Jerome Caruso |          |  |
| Signature    |                      |          |  |
| Printed name | Steven Jerome Caruso |          |  |
| Date         | 9/29/2005            | Reg. No. |  |

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

|                       |                      |      |           |
|-----------------------|----------------------|------|-----------|
| Signature             |                      |      |           |
| Typed or printed name | Steven Jerome Caruso | Date | 9/29/2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**In The United States Patent and Trademark Office**

Serial Number: 09/870,194

Appn. Filed: 9/29/2001

Applicant(s): Steven Jerome Caruso

Appn. Title: BUILT-IN, RETRACTABLE COUNTERTOP/COOK TOP APPLIANCES/UTENSILS

Examiner/GAU: Cocks, Josiah C. /3749

Antioch Illinois, September 29, 2005



**Response to Notice of Non-Compliant Amendment "B"**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

In response to the Office Letter mailed 8/30/2005, please amend the above application as follows:

- ☐ CLAIMS: Amendments to the claims begin on page 2 of this response. The amended claims were objected to as not adhering to the format required by 37 CFR 1.121. Specifically, applicant used the improper status identifier "Currently amended" when "Some of the currently amended claims are not underlined".

Appropriate corrections have only been made to the non-compliant section, in this case the claims, and thus the amendments to the claims are now respectfully re-submitted in corrected form.

Additionally, a clean set of claims is attached as Appendix A of this response and a conditional request for constructive assistance is on page 13, following Appendix A.